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Attorney for Plaintiffs**

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

LINDA TELLSWORTH, individually, and as)
a Personal Representative of the Estate of)
KYLE TELLSWORTH,)
Plaintiff,)
vs.)
UNITED STATES OF AMERICA,)
Defendant.)

UNITED STATES OF AMERICA,)
Third-Party Plaintiff,)
vs.)
MICHELLE DAGUE,)
Third-Party Defendant.)

Case No. 3:00-cv-0293-JKS

PLAINTIFF'S STATUS REPORT

This matter has been held in abeyance because the criminal matter of Michelle Dague continues.

The parties have discussed this matter and can report as follows:

- On January 31, 2006, oral argument was had before the Court of Appeals. No trustworthy estimate as to time of decision could be obtained.
- Once the court rules, two possible scenarios will follow, both of which will involve a remand with respect to sentencing.

The parties agree that a follow-up status report should be ordered in six months. If the criminal matter ends before that date, plaintiff will move to activate the matter and request a pretrial scheduling conference.

DATED: April 24, 2006

s/ George M. Kapolchok
George M. Kapolchok
Alaska Bar No.: 7510071
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of April, 2006, a true and correct copy of the foregoing was dispatched telephonically to Peter Maassen, and Richard Pomeroy.

s/ Gwen Jungwirth